

SENATOR LUGAR AND CHARLENE LUGAR

VS.

MARION COUNTY ELECTION BOARD, *et al*

CASE BACKGROUND

On February 17, 2012, a resident of Marion County filed a petition with the Marion County Election Board challenging Senator Richard Lugar and Mrs. Charlene Lugar's residence in Marion County and therefore challenged their entitlement to vote in Marion County.

The Election Board held a hearing on March 18th on the petition and ultimately voted 2 to 1 finding the Senator and his wife had sold their Marion County residence several years ago and had forfeited their ability to vote in Marion County pursuant to the Election Board's interpretation of the law.

An appeal of the decision of the Election Board was filed in the Marion Circuit Court, the court of proper jurisdiction under Indiana law.

On March 20th Walter Wright, the individual who had challenged Senator Lugar's residency, filed a Motion to Intervene in the appeal of the decision of the Election Board. The Circuit Court held a pretrial conference on March 26th with counsel for the Election Board, and counsel for the Lugars present and heard the motion of the proposed intervenor. Judge Louis Rosenberg, in a written decision, denied the Motion to Intervene, finding that Mr. Wright lacked a sufficient interest in the appeal of the Election Board's decision. (A copy of the Court's written decision is posted on this web site.)

The hearing on the appeal of the Election Board's decision is scheduled for Friday March 30th at 9:00 am in the Marion Circuit Court. Judge Rosenberg will issue his decision following the hearing as expeditiously as the facts and circumstances allow.